







## THE CONSTITUTION.

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ATLANTA, GA., JANUARY 29, 1889.

Letter to Mr. William E. Chandler.

Washington dispatch of Sunday.

The following paragraphs:

represent the president, house and senate for the time in twelve years, means something. What

the ATLANTA CONSTITUTION thinks they mean

by the fifteen amendment? I should like to

Mr. Grady answer.

We shall see Mr. Chandler—but

rough choice, rather than necessity. No

respecting man is compelled to answer

such a man as Senator Chandler. When

through deliberate fraud and villainy

veto the vote of the state of Florida and

seriously made Hayes the fraudulent presi

dent of the United States, he put it

out his power to ever challenge the

decision of any decent man.

These are strong words—but it is hard to

patient with this exquisite hypocrite

adorned with the flagrant crime and the

ineffaceable shame of our history, the

falling of the presidency, he poses contin

uously for a free ballot and a fair count, and

pounces the southern people as things and

things. He was selected to go to Florida

because of his known and admitted facility

the lowest forms of political villainy,

he so abundantly justified his selection

he has never had the countenance of

the decent men of his own party. No

man now doubts that the vote of

Florida was cast for Tilden and stolen for

Tilden. The fraud was proven as it pro

ved, in spite of Mr. Chandler's cun

and one year later Mr. Grady secured

the lips of Dennis and Cox to the de

confession of these frauds and prin

cipal confessions in the New York Herald,

Chandler was in charge of the republi

cans in Florida. He stole the vote of

the state—he reversed by fraudulent pro

of the will of the American people as ex

isted in the election of Mr. Tilden—he

the presidency for the first and last

in the history of the republic, and he

devoted the rest of his life to de

eling the people he robbed of their

age. History will catch this precious

and embalm his works—not

us! In the meantime we answer his

on.

Chandler wants us to tell him what

he can do to make him what

## MR. TOLLESON IN JAIL.

THE PRESIDENT OF THE MERCANTILE BANK AND HIS CASHIER  
ARE SENT TO JAIL FOR CONTEMPT.

There were rather startling developments in the Mercantile Banking Company Matter, the result of which was the incarceration in jail of President Tolleson and Cashier Richards. They are sent for contempt of court in failing to turn over assets of the company to the receiver—other developments in the case.

J. R. Tolleson is in jail. James M. Richards is there to keep him company.

The president and secretary of the Mercantile Banking company will date their business letters from cell No. 24, Fulton county jail, until the court sees fit to release them.

AN ACT.

By six o'clock yesterday morning Mr. C. S. Northen, receiver, and Messrs. Abbott & Smith, attorneys for the People's Savings bank of Mobile, who filed the suit upon which the Mercantile Banking company was put in the hands of a receiver, and, therefore, attorneys for the receiver, were up and at work to find out where the assets of the Mercantile Banking company were so as to protect the creditors whom they represented.

Their first action was to prepare a rule nisi to compel the defendants to show cause why the assets of the concern had not been turned over to C. S. Northen, temporary receiver. As was stated Sunday, nothing except sixty cents in cash and a few papers of little or no value, were found in the safe when Mr. Northen took charge.

The rule was granted by Judge Marshall J. Clarke, who set the hearing for two o'clock.

In the meantime, through N. J. and T. A. Hammond, counsel for the plaintiffs, the Citizens' National and the Fourth National banks of Louisville were made parties to the suit.

## In the Courts.

At 2 o'clock, Messrs. Tolleson and Richards were both in court, and Mr. R. J. Jordan was there to represent them.

The showing was a most remarkable one.

Although the creditors had demanded information in regard to the \$500,000 authorized stock and the \$100,000 paid up capital, besides the \$5,000 surplus, the defendants were unable to give any insight whatever into these important matters, simply stating that the assets were not in their possession.

As to the minute book and stock book of the company, neither of these were forthcoming, and it appeared as if the officers of the Mercantile Banking company were in total ignorance of their own affairs, or of anything that would throw any light whatever on their business transactions.

The company was chartered on the 28th of November, 1888. It had been running just fifty-eight days, and had accumulated, according to the letter-heads and other publications, a surplus of \$5,000, a little less than \$100 a day; and yet, there was nothing to show for it.

## THEY MADE MONEY.

During the hearing it transpired that quite a large amount of money had been handled by the Mercantile Banking company since its organization.

One Louisville bank had furnished nearly \$20,000, at \$1,000 a day, for the last twenty days.

And this was not all.

It was charged that on Friday afternoon, not twenty-four hours before the bill was filed, the Mercantile Banking company collected from an Atlanta bank between \$4,000 and \$5,000.

This was not accounted for.

There was no entry on the books to show that this collection had been made.

After a thorough hearing the court was satisfied that a large amount of money had been collected that was not accounted for, as was evidenced by the paper proofs.

Because the defendants had not accounted for any of the collections made, for the capital stock of \$100,000; for the surplus of \$5,000, or for the stock book and minute book of the concern nor, in fact, for any assets whatever, except the paltry sum of sixty cents and a few notes past due amounting to only a nominal sum; and because the defendant made no showing except the sworn statement that there were no assets except such as had been turned over, the court decided that J. R. Tolleson, president of the Mercantile Banking company; and James M. Richards, cashier, be

## SENT TO JAIL.

During the pleasure of the court.

President Tolleson, through his attorney, Mr. Jordan, then desired to make a statement, exonerating Cashier Richards, who simply acted under his instructions, and offered to assume all the blame if any were attached.

The court declined to hear the statement, remarking:

"I don't care to hear the statement. I am satisfied that both parties have formed a combination to defraud the public, and I shall compel them to disgorge to the extent of my authority."

The case had already been submitted to the court without argument by Messrs. Abbott & Smith, who were satisfied with the case as made out.

## THE BILL AMENDED.

C. S. Northen was appointed permanent permanent receiver.

After the decision of the court the original bill was amended.

Its claims were that the public had been deceived and defrauded by publications, letter heads, and other means, into dealing with the concern, supposing from the representations made that it was a state institution, regularly chartered under the laws of the state; whereas it had only a superior court charter, and from which all banking powers had been eliminated expressly by Judge Clarke before being granted.

It was amended so as to make the Prairie National bank of Chicago, a party to the amount of \$1,807,05, and setting up that J. R. Tolleson, president; E. L. Fowler, vice-president; Mr. James M. Richards, cashier, were personally liable for the debts of the corporation, both for reason of fraudulent representations made them as inducements to obtain credit, and as stockholders had not paid up their subscription to the capital stock.

The commissioners asked an order from the court—which was granted—that the receiver take charge of the personal property of each of these parties, the court ordering that they should show cause at the hearing of the original bill on Wednesday next, why the petition should not be granted.

## At the Jail.

A little before five o'clock Deputy Sheriff Green took charge of the two financiers and escorted them to the jail.

The prisoners seemed gay and light-hearted. They looked up at the snowing snow flakes that came drifting down from the northwest, even as they were wont to drift from that direction toward the Mercantile Banking company for collection.

They were assigned No. 24, upstairs, last to the right, where they were seen shortly after dark.

Mr. C. S. Atwood was in the reception room of the jail at the time the reporter of this Constitution called, and he and the reporter were admitted to the cell occupied by the financiers.

A couple of big fat bottles, containing some brand of elixir vita, and several little packages had been in friends.

Kind hearted Jailer Pool added a corkscrew. Mr. Atwood shook hands with both the

prisoners and asked if he could do anything for them.

"Nothing at all," said Mr. Tolleson.

"I cannot go your bond," said Mr. Atwood to Mr. Tolleson, "but I'll do anything I can do."

"Thanks. I need nothing. I cannot make a bond, because we are in for contempt of court. I could have made a bond for \$100,000 had it been required."

"Have you got money?" asked Mr. Atwood.

"Yes. Mr. Osburn there has all the money I will need locked up in the safe. I do not need anything I can do."

"Would you like me to send up some beer, or some supper?" asked Mr. Atwood, who said he felt a special interest in Mr. Tolleson, because the latter had befriended him at a time when he needed it.

"No. I'll get all the supper I want, presently."

"Well, we will at least accept my friendship and believe in my sincerity."

"You're a very kind man," and with a slap on the back and a vigorous handshake, Mr. Atwood bade him adieu.

Meanwhile the reporter had asked Mr. Richards if he had anything to say.

"Nothing, whatever."

"I have no counsel. I am not implicated except through my connection as cashier, and Mr. Tolleson tried to excuse me."

"Yes," interposed Mr. Tolleson, "I do want to say this much: If I go into a speculation with you, I want you to stand up to it. I tried to exonerate Mr. Richards and offered to assume all the blame myself, but the judge would not listen to me."

"That's right, old boy, you acted the man in that," said Mr. Atwood.

"That's the door closed and the reporter said:

"You have nothing to say further, Mr. Tolleson?"

"Nothing more than that I am walking to keep my feet warm. I am troubled with cold feet, you know, and while this cell is comfortable, it is not very comfortable."

Mr. Tolleson is quoted as having said prior to the serving of the attachment:

"I will still occupy this office, which I rented myself, and carry on the Mercantile Commission company and the Tolleson Commission company, which I think individualized all their proceedings without reason or justice."

I had a personal difficulty with Mr. Jake Haase, out of which grew all this trouble, Mr. Haase adopting this method of securing business and would have been building up a good business and would have been building up a good business and would have been left alone. No paper presented over our counter was ever repudiated. I am informed that the Atlanta National bank bought quite a number of copies of the American Banker containing articles referring to our financial standing, and mailed them to our customers."

The room in which the financiers are confined is an 8x10 cell, the first in the tier on the second floor.

It is warmed by a range in the basement, the heat from which is conducted upward between the walls of the office and the jail proper.

Two oots constitute the furniture of the cell. Mr. Richards occupies the one nearest the warm wall, and Tolleson the other. The walls and ceiling are whitewashed, and every thing is comfortable as can be expected in a common jail.

When the two distinguished guests were first admitted into the corridors the inmates were taken aback.

The contingent of negro migrants smells "fresh fish" and shows the whites of their eyes, but no demonstration was made.

Mr. Atwood went up with the expressed intention of extending his sympathy to the unfortunate occupants of No. 24.

His appeals were made to Jailer Pool, first as master; second, as a friend; third, as a Christian. It is needless to say that he gained admittance.

But he failed in his mission except in regard to the second plea.

As again the grand jury is wrong about the amount of short money, Mr. Wilson will not be held responsible for the amount of short money.

At the time of the trial, the county commissioners will be paid \$10,000 to the county school commissioners which accounted for his seeming shortage. He added that it was the custom to do this. I went to County Attorney Thomson and asked if this was the custom. He said that it was not. The attention of the grand jury was then directed to the master, and in August they took hold of it.

Miss Miriam Armstrong will be glad to learn that she is recovering from her lameness and is now able to walk down stairs after being confined to her room for many months.

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## MISCELLANEOUS.

## NEW AND EXQUISITE

Designs in gentlemen's SCARF PINS for evening wear. The Latest novelty. Freeman & Crankshaw, Jewelers.

44 MARIETTA ST.  
REGISTER YOUR WATCH WITH US.

We have another scheme! We are always scheming for the benefit of our friends and the public generally. We have opened up a watch register. If you will bring us your watch we will be pleased to register it, and at any time later should your timepiece be lost or stolen you can get an accurate description of it from us. This costs you nothing and it might be the means of saving you something.

J. R. Watts & Co.,  
Jewelers and Opticians,  
OPPOSITE THE OPERA HOUSE.

## M. L. LICHTENSTADT, M. D.

Specialist in all diseases of the Rectum, successfully treats Piles, Bleeding or Protruding, or Internal, and not bleeding, piles, Ulcers, Fistula, Fissure, Anal, Anal Tumors, Hemorrhoids, Ulcers, Ulcers, or any other torturing implements and guarantees every case he accepts for treatment.

## No Pains or Detention From Business.

The regular treatment for piles required chincal, stretching of the sphincter muscles, and drawing down the tumors with hooks, when either the knife, ligature, clamp, cauter, scissor, or cracker or dangerous caustics are used to remove them; the operation last from one to three hours, and the patient is required to remain in bed for two or three weeks, with danger from secondary hemorrhage, liability to necrosis, stricture, fistula, and much suffering during a protracted recovery.

## Now Notice the Contrast.

This new and painless system of treating diseases of the rectum not only does away with all the

Torturing Piles of By-Gone Ages!

so long employed by regular physicians, but insures a correct diagnosis, and endures to suffering humanity an entirely painless method more safe and certain in its results than the old and barbarous practices, and without any danger from ordinary operations.

Sufferers from Rectal Diseases are requested to call and investigate this system.

Notice my address.

M. L. LICHTENSTADT, M. D.

Specialist in Rectal Diseases by the Brinkley & system.

P. S.—Correspondence solicited.

Sp.

RECEIVER'S SALE

THE UNDERSIGNED, UNDER AN ORDER FROM THE SUPERIOR COURT OF Fulton County, offers for sale the large and attractive stock of Seling Bros. & Co. at 47 Decatur street.

A. T. Gentry, manager, one desiring to enter the business of manufacturing clothing. A large and handsome stock, consisting of plain goods and made-to-order articles of clothing.

Particulars of the stock will call upon the undersigned at the Capital City bank, and he will take pleasure in showing the stock.

All bids are to be submitted to the receiver for the entire stock and fixtures, subject to the approval of the court.

Bids must be submitted for the entire stock, fixtures and machinery, including gas engine, sewing machines and other machinery used in the business.

If you don't want to miss the best bargain of the season, submit your bids at once.

ISAAC H. HAAS,  
Receiver of Seling Bros. & Co.

## G. W. Adair—Real Estate

I have for sale, a 7 room 2-story brick residence, with bath room, closets, pantries, water, gas and sewer connections all complete. Every room bears trifling paper. Has servants' room, back, carriage and coal room, etc. House in a shady grove. Every convenience. Price \$1,500. Will sell for \$1,200. Will sell mules, wagons, farming implements, seven Jersey cows, bull, (registered). Will close out entire plant at a great bargain. Determined to sell. Come in.

Also vacant lots in every part of the city.

10 beautiful lots on Smith street, paved street and sidewalk, all for \$1,000.

12 nice lots on the Boulevard, all lay well.

I am ready at any time to conduct auction sales for administrators, agents or private parties.

G. W. Adair,  
Sp. Kimball House, Wall street.

THE

## Weather Report.

## INDICATIONS:

WASHINGTON January 28.—Indications for Georgia:

generally fair; slightly colder,

except northwestern portion

westerly winds diminishing in force.

FAIR

COLD

WIND

WIND